

VILLAGE OF RINGWOOD
ORDINANCE NO. 95-11-1

AN ORDINANCE ADDING CHAPTER 2 TO THE
RINGWOOD MUNICIPAL CODE

ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE
OF RINGWOOD THIS 20th DAY OF November, 1995.

Published in pamphlet form by
authority of the President and
Board of Trustees of the Village
of Ringwood, McHenry County, Illinois
this 20th day of November, 1995.

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RINGWOOD MUNICIPAL CODE

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE
VILLAGE OF RINGWOOD, ILLINOIS, as follows:

SECTION 1. The Ringwood Municipal Code is hereby amended by adding thereto the
following provisions as and for Chapter 2 thereof:

Chapter 2. SCAVENGERS.

Section 1-101. SCAVENGER DEFINED. For purposes of this Chapter, the
word "scavenger" means any person or firm engaged in the business of collecting, hauling and
disposing of residential, commercial, industrial and miscellaneous garbage, ashes, refuse, and
waste materials of all kinds. This Chapter shall not apply to person or firms who are exclusively
engaged in collecting, hauling, and disposing of brush, tree clippings, tree limbs, building debris
or junk.

Section. 1-102. LICENSE REQUIRED. No person or firm shall engage in the
business of scavenger in the Village without first having obtained a scavenger license from the
Village.

Section 1-103. NUMBER OF LICENSES. Only one exclusive scavenger
license shall be issued for one and two-family residence scavenger service in the Village.
Scavenger licenses for all other scavenger services in the Village shall be issued on a non-
exclusive basis.

Section 1-104. EXCLUSIVE SCAVENGER LICENSE. The exclusive license for one and two-family residence scavenger service in the Village shall be issued, from time to time, to the scavenger with whom the Village has entered into an agreement for refuse, recyclable material and compostable yard waste disposal.

Section 1-105. FILING AND CONTENTS OF APPLICATION FOR NON-EXCLUSIVE LICENSE. Application for a non-exclusive scavenger's license shall be filed with the Village Clerk. Such application shall be signed, under oath, by the applicant and shall disclose the name, residence address and telephone number of the applicant, the business address and telephone number of the applicant, the make, model, year and serial number of each motor vehicle used and to be used by the applicant in the scavenger operations.

Section 1-106. NON-EXCLUSIVE LICENSE APPLICANT'S BOND. Each application for a non-exclusive scavenger's license shall be accompanied by a bond in the penal sum of \$250,000 and shall be executed by the applicant as principal and also by two non-corporate sureties who shall be residents of the State of Illinois. The applicant, however, shall have the option of substituting a corporate surety on such bond in lieu of the aforesaid non-corporate sureties. Such bond shall be approved by the Village attorney and shall be conditioned upon the applicant complying fully with all of the provisions of the ordinances of the Village at all times and also complying fully with all the provisions of the statutes of the State of Illinois and of the United States.

Section 1-107. APPLICATION FOR NON-EXCLUSIVE LICENSE REFERRED TO PRESIDENT AND BOARD. The Village Clerk shall refer each application for a non-exclusive scavenger's license to the Village President and Village Board of Trustees and no such license shall be issued except on their direction and order.

Section 1-108. FEE. No annual fee shall be charged for the exclusive license. The annual fee for non-exclusive scavenger licenses shall be \$10.00 for each vehicle that is to be used in the scavenger business in the Village.

Section 1-109. TERM. The term of an annual non-exclusive scavenger's license shall be the same as the fiscal year of the Village (May 1 to the following April 30).

Section 1-110. SCAVENGER VEHICLES TO BE WATERTIGHT AND EQUIPPED WITH COVER. All vehicles used by a scavenger in his business shall be equipped with watertight compartments and airtight covers for such portions as are used for the transportation of garbage, ashes, refuse of all kinds or miscellaneous waste materials.

Section 1-111. VEHICLES AND CONTAINERS TO BE KEPT CLOSED DURING HAULING. All vehicles, boxes, or containers used or leased by a scavenger shall be kept securely closed during hauling to prevent the contents from scattering.

Section 1-112. NON-EXCLUSIVE SCAVENGER SERVICE CONTRACTS. A non-exclusive scavenger licensed under this Chapter may contract with each apartment dwelling, condominium, business, commercial and industrial establishment, individually for scavenger services at a collection fee to be agreed upon between them.

Section 1-113. LITTER. Scavengers shall not litter material or truck fluids on any premises in the process of making collections but the scavenger shall not be required to collect material that has not been placed in containers acceptable to him.

Section 1-114. COLLECTION EQUIPMENT. All scavenger vehicles shall be kept in good repair and appearance and maintained in a sanitary condition at all times. Each vehicle shall have the name, vehicle identification number, a toll-free and/or local phone number of the scavenger visible on each side. Scavenger vehicles shall not leak fluids, oil, hydraulic fluids, etc. on the Village streets. If such litter or fluids are not cleaned by the scavenger within six (6) hours after notice from the Village, the Village may clean up the litter and/or fluid and assess the costs thereof to the scavenger.

Section 1-115. SCAVENGER'S PERSONNEL. The scavenger shall assign a qualified person or persons to supervise its operation of the Village and shall give such supervisor's name, address and telephone number to the Village. Each employee driving a vehicle shall, at all times, carry a valid operator's license for the type of vehicle being driven. No person shall be denied employment by the scavenger for reason of race, creed, sex, or national origin.

Section 1-116. INSURANCE. The scavenger shall maintain general liability and automobile liability insurance in the amount of not less than \$1,000,000.00 combining single limit per occurrence with an aggregate coverage of \$2,000,000.00. An excess umbrella liability shall also be provided with minimum limits of \$5,000,000.00 per occurrence. The scavenger shall cause the Village of Ringwood to be named as an additional insured under the policies. By means of a certificate, insurance shall be filed with the Village at least two (2) weeks prior to the commencement of the services under the license. Such policy shall not permit termination or modification without at least thirty (30) days prior written notice to the Village. A new certificate of insurance shall be filed with the Village Clerk at least thirty (30) days prior to the expiration or termination of an existing policy of insurance. The scavenger shall defend, save and hold the Village of Ringwood harmless from and indemnify the Village against any and all losses, claims, suits, or causes of action of any kind or nature whatsoever arising out of or in connection with the ownership, maintenance, use, operation, or control of any scavenger vehicle owned, operated, maintained or controlled by the scavenger.

Section 1-117. REVOCATION. The Village may revoke any scavenger's license issued under this Chapter where the licensee has violated any of the regulations prescribed in this Chapter. Notice of such revocation shall be given to the licensee by personal delivery to the licensee, or by certified mail addressed to the licensee. The licensee shall be entitled to a hearing before the Village President and Board of Trustees in connection with such revocation

provided the licensee makes written demand for such hearing within five (5) days after having received notice of such revocation. A hearing demanded by the licensee under this Section shall take place within fifteen (15) days after the demand for the hearing has been filed with the Village Clerk. Whenever such demand has been made by the licensee, the licensee shall be permitted to continue scavenger operations in the Village during the time that such hearing on the revocation is pending.

SECTION 2. Any person, firm or corporation violating any provision of this ordinance shall be fined not less than One Hundred Dollars (\$100.00) nor more than Five Hundred Dollars (\$500.00) for each offense committed on each day during, or on which, a violation occurs or continues.

SECTION 3. All ordinances, or parts thereof, in conflict with the terms and provisions hereof, be and the same are hereby repealed to the extent of such conflict.

SECTION 4. This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form, as provided by law.

PASSED THIS 20th DAY OF November , 1995.

AYES: Hogan, Swanson, Schmitt, Bruce and Bauer

NAYS: none

ABSTAIN: none

ABSENT: Everett

NOT VOTING: none

APPROVED THIS 20th DAY OF November , 1995.



Richard E. Mack
VILLAGE PRESIDENT

ATTEST:

[Signature]
VILLAGE CLERK